

0/603,876

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

GOODE

Examiner:

**UNKNOWN** 

Serial No.:

10/603,876

Group Art Unit:

3762

Filed:

JUNE 25, 2003

Docket No.:

13569.12US01

Title:

METHOD AND APPARATUS FOR TRENDING A PHYSIOLOGICAL

CARDIAC PARAMETER

**CERTIFICATE UNDER 37 CFR 1.8:** 

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on December **10**, 2004.

## SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT (37 C.F.R. § 1.97(b))

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

23552

PATENT TRADEMARK OFFICE

Dear Sir:

With regard to the above-identified application, the items of information listed on the enclosed Form 1449 are brought to the attention of the Examiner. At least some of the references were recently cited in an International Search Report mailed November 18, 2004.

This statement should be considered because it is submitted before the mailing date of a first Office Action on-the-merits. Accordingly, no fee is due for consideration of the items listed on the enclosed Form 1449.

## Certification Under 37 C.F.R. § 1.704(d)

In accordance with 37 C.F.R. § 1.704(d), the undersigned hereby certifies that each item listed on the enclosed Form 1449 was cited in a communication from a foreign patent office in a counterpart application, and that this communication was not received by any individual designated in 37 C.F.R. § 1.56(c) more than thirty (30) days prior to the filing of this Information Disclosure Statement. Accordingly, no patent term adjustment is due for the filing of this Information Disclosure Statement.

In accordance with 37 C.F.R. §1.98(a)(2), a copy of each document or other information listed on the enclosed Form 1449 is provided. Enclosed for the Examiner's information is a copy of the International Search Report.

No representation is made that a reference is "prior art" within the meaning of 35 U.S.C. §§ 102 and 103 and Applicants reserve the right, pursuant to 37 C.F.R. § 1.131 or otherwise, to establish that the reference(s) are not "prior art." Moreover, Applicants do not represent that a reference has been thoroughly reviewed or that any relevance of any portion of a reference is intended.

Consideration of the items listed is respectfully requested. Pursuant to the provisions of M.P.E.P. 609, it is requested that the Examiner return a copy of the attached Form 1449, marked as being considered and initialed by the Examiner, to the undersigned with the next official communication.

Please charge any additional fees or credit any overpayment to Deposit Account No. 13-2725.

Respectfully submitted,

MERCHANT & GOULD P.C. P.O. Box 2903 Minneapolis, Minnesota 55402-0903 (612) 332-5300

Date: 10 December 2004

Joshua/N. Randa Reg. No. 50,719 JNR:PLSkaw

Date Mailed:	DECEMBER	10	2004
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FORMATION DISCLOSURE STATEMENT

IN AN APPLICATION

(Use several sheets if necessary)

Docket Number:	Application Number:
13569.12US01	10/603,876

Applicant: GOODE

Filing Date: 06/25/2003 Group Art Unit: 3762

		U	S. PATENT DOCUMEN	NTS			
EXAMINER INITIAL	DOCUMENT NO.	DATE	NAME	CLASS	SUBCLASS		G DATE OPRIATE
	4,674,518	06/23/1987	Salo				
	6,278,894 B1	08/21/2001	Salo et al.				
	6,473,640 B1	10/29/2002	Erlebacher				
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		FOR	EIGN PATENT DOCUM	1ENTS			
	DOCUMENT NO.	DATE	COUNTRY	CLASS	SUBCLASS TRANSLATIC		LATION
						YES	NO
	0.985 429 A2	03/15/2000	EP				
<u></u>							
	OTHER	DOCUMENTS	Constitution Australia Tista	Data Bastinant I	Danie Eta		
	Geddes, L	. et al., "Continu	S (Including Author, Title, nous Measurement of Vent Center Bulletin, Vol. 4, No.	ricular Stroke Vo	olume by Electrical	Impedance,"	

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TENT TRADEMARK OFFICE	

EXAMINER		DATE CONSIDERED	
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form for next communication to the Applicant.